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DISTRICT OF NEVADA	
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27 **UNITED STATES DISTRICT COURT**

28 **DISTRICT OF NEVADA**

ORDER

29 RED WHALE, LLC, a California limited
liability company,

30 Plaintiff,

31 v.

32 BLUE WHALE COFFEE COMPANY LLC,
33 a Nevada limited liability company; and
34 DOES 1-10, inclusive,

35 Defendants.

36 CASE NO.: 3:17-cv-0285-LRH-VPC

37 **STIPULATION REGARDING
SETTLEMENT CONFERENCE
WITH MAGISTRATE JUDGE
VALERIE P. COOKE; AND
REQUEST FOR ORDER EXCUSING
CLIENT REPRESENTATIVES FROM
ATTENDING SAME**

1 Plaintiff Red Whale, LLC and defendant Blue Whale Coffee Company LLC
2 (together, the "Parties"), by and through their undersigned counsel of record, hereby
3 stipulate and agree to the entry in the above-captioned action (the "Action") of an order
4 excusing client representatives from attending the Status Conference presently set for
5 July 17, 2018 (*see* Dkt. No. 40), based on the following:

6 1. The Parties engaged in a Settlement Conference on November 6, 2017 and
7 the Court entered Minutes of Settlement Conference entered on this same date (DE 35)
8 (the "Settlement Order").

9 2. In compliance with the Settlement Order, the Parties submitted a Joint
10 Status Report on February 15, 2018 (Dkt. No. 36) and a Second Joint Status Report on
11 May 7, 2018 (Dkt. No. 39).

12 3. In addition, this Court conducted a telephonic conference with counsel for
13 the Parties on March 5, 2018 regarding the First Joint Status Report (*see* Dkt. No. 38).

14 4. On June 22, 2018, this Court set a Status Conference for July 17, 2018 at
15 2:00 p.m. and instructed that all Parties and their counsel are to attend the conference in-
16 person (*see* Dkt. No. 40).

17 5. In the interim, counsel for Blue Whale sent an email to counsel for Red
18 Whale on June 11, 2018, wherein Blue Whale reported that it "closing shop for good at
19 the end of this month" and that "the doors will likely be closed for business before the . . .
20 hearing date."

21 6. Insofar as Blue Whale is reporting that it is ceasing its business operations,
22 and that counsel for Blue Whale will report on said status at the scheduled Status
23 Conference on July 17, 2018, the Parties stipulate that client representatives for Red
24 Whale and Blue Whale need not attend the Status Conference.

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1 7. Therefore, the Parties respectfully request that this Court enter an Order
2 excusing client representatives from attending the Status Conference set for July 17,
3 2018.

4 8. For the sake of reducing costs of travel from Las Vegas to Reno, counsel
5 for Red Whale further requests that this Court enter an Order permitting him to attend
6 said Status Conference telephonically.

7 IT IS SO STIPULATED.

8 Dated this 5th day of July, 2018.

9 **HOLLEY DRIGGS WALCH**
10 **FINE WRAY PUZEY & THOMPSON**

8 Dated this 5th day of July, 2018.

9 **LAW OFFICES OF THOMAS L.**
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15 *Attorney for Defendant
Blue Whale Coffee Company, LLC*

20 IT IS SO ORDERED.

21 DATED: July 10, 2018.

22 *James D. Boyle*
23 UNITED STATES MAGISTRATE JUDGE

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